

SENATE FILE 2104
BY MCKINLEY

A BILL FOR

1 An Act suspending certain financial mandates and restrictions
2 for school districts for certain school budget years and
3 including effective date and applicability provisions.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. FUNDING FOR TEACHER LIBRARIANS, GUIDANCE
2 COUNSELORS, AND SCHOOL NURSES. Notwithstanding any provision
3 of a collective bargaining agreement entered into pursuant to
4 chapter 20, and any provision of section 256.11, subsections 9,
5 9A, and 9B, to the contrary, school districts are not required
6 to have a teacher librarian, guidance counselor, or school
7 nurse for any school budget year commencing during the fiscal
8 period beginning July 1, 2009, and ending June 30, 2012. Any
9 funds not expended due to this section may be expended for
10 school district general fund purposes.

11 Sec. 2. FUNDING FOR EXPANDED PHYSICAL EDUCATION
12 PROGRAMS AND CARDIOPULMONARY RESUSCITATION CERTIFICATION
13 COURSES. Notwithstanding any provision of section 256.11,
14 subsection 6, to the contrary, school districts may suspend
15 expanded physical education programs and cardiopulmonary
16 resuscitation certification courses for any school budget year
17 commencing during the fiscal period beginning July 1, 2009, and
18 ending June 30, 2012.

19 Sec. 3. FUNDING FOR THE STATEWIDE PRESCHOOL PROGRAM.
20 Notwithstanding any provision of chapter 256C to the contrary,
21 preschool foundation aid payments under chapter 256C shall
22 be distributed to all school districts based on a school
23 district's budget enrollment compared to the statewide total
24 budget enrollment for the school budget year beginning July 1,
25 2009, for any school budget year commencing during the fiscal
26 period beginning July 1, 2009, and ending June 30, 2012, to
27 be used for chapter 256C purposes, if applicable, or school
28 district general fund purposes.

29 Sec. 4. FUNDING FOR TEACHER SALARY SUPPLEMENT.
30 Notwithstanding any provision of a collective bargaining
31 agreement entered into pursuant to chapter 20 and any provision
32 of section 257.10, subsection 9, to the contrary, school
33 districts may expend teacher salary supplement funding for
34 school district general fund purposes for any school budget
1 year commencing during the fiscal period beginning July 1,

2 guidance counselor, or school nurse. The bill states that any
3 contrary provision of a collective bargaining agreement is also
4 suspended. This requirement suspension allows school districts
5 either to not fill these positions or to lay off persons in
6 these positions in order to use funds for these positions for
7 school district general fund purposes.

8 School districts may suspend expansion of physical education
9 programs and cardiopulmonary resuscitation certification
10 courses under Code section 256.11(6).

11 The bill pools the statewide preschool program funding in
12 Code chapter 256C and redistributes it to all school districts
13 based on a district's budget enrollment as compared to the
14 statewide total budget enrollment, using the enrollment counts
15 from the school budget year beginning July 1, 2009. The
16 redistributed funds may be used for Code chapter 256C purposes,
17 if applicable, or school district general fund purposes.

18 Categorical allowable growth funds, including supplemental
19 funding for teacher salaries under Code section 257.10(9),
20 professional development under Code chapter 257.10(10), and
21 early intervention programs under Code chapter 257.10(11), are
22 made expendable for school district general fund purposes.
23 The bill states that any contrary provision of a collective
24 bargaining agreement pertaining to this action is suspended.

25 The bill also removes restrictions on instructional support
26 funds in Code section 257.19 so that the funds may be used for
27 funding dropout prevention programs under Code section 257.41,
28 and gifted and talented programs under Code section 257.46.

29 The bill takes effect upon enactment and applies on and after
30 the date of enactment. Any funds referenced in the bill that
31 are not yet expended on the effective date of the bill for the
32 school budget year July 1, 2009, are affected.